Total Number of Pages:

Tax Map Key Nos. (1)3-9-011:001 and 4-1-014:001

FROM:

STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES

TO:

STATE OF HAWAII

DEPARTMENT OF LAND AND NATURAL RESOURCES

Division of State Parks

1151 Punchbowl Street, Room 310

Honolulu, Hawaii 96813

EXECUTIVE ORDER NO.

4458

AMENDING EXECUTIVE ORDER NO. 3520 WHICH SET ASIDE LAND FOR PUBLIC PURPOSES

WHEREAS, unrecorded Executive Order No. 3520 dated August 15, 1991, set aside land to the State of Hawaii, Department of Land and Natural Resources, Division of State Parks for Makapuu Point State Wayside Park purposes; and

WHEREAS, at its meeting held on December 13, 2013, the Board of Land and Natural Resources approved the amendment of Executive Order No. 3520 dated August 15, 1991, to amend the purpose to be for "KAIWI STATE SCENIC SHORELINE PURPOSES."

PRELIM. APPR'D. Department of the Attorney General

NOW THEREFORE, BY THIS EXECUTIVE ORDER, I, the undersigned, Governor of the State of Hawaii, by virtue of the authority in me vested by Section 171-11, Hawaii Revised Statutes, as amended, and every other authority me hereunto enabling, do hereby order that the public land hereinafter described be, and the same is, purposes is hereby amended to be for the "KAIWI STATE SCENIC SHORELINE PURPOSES."

SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the State of Hawaii, Department of Land and Natural Resources, Division of State Parks shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.

SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed. Done at the Capitol at Honolulu this ______ day of , 2014.

Governor of the State of Hawaii

APPROVED AS TO FORM:

COLIN & LAU

Deputy Attorney General

Dated: 5/8/14

PRELIM. APPR'D. Department of the Attorney General

STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of Executive Order No.

3879 which set aside land for public purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant Governor of the State of Hawaii, has hereunto subscribed his name and caused the Great Seal of the State to be affixed.

25.7

SHAN S. TSUTSUI Lieutenant Governor of the State of Hawaii

